



JFW 1634

PATENT
Attorney Docket No. JHU1680-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Germino et al. Art Unit: 1634
Application No.: 09/904,968 Examiner: J.C. Switzer
Filed: July 13, 2001 Conf. No.: 3795
Title: DETECTION AND TREATMENT OF POLYCYSTIC KIDNEY DISEASE

MAIL STOP PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL SHEET

Sir:

Transmitted herewith for the above-identified application please find:

1. Petition from Requirement for Restriction Under 37 C.F.R. §1.144 (10 pgs.); and
2. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on **October 17, 2006**, in an envelope addressed to:
Mail Stop Petition, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Karen LePari

Karen LePari

In re Application of:
Germino et al.
Application No.: 09/904,968
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No fee is believed due with the filing of this paper. However if any fees are due, the Commissioner is hereby authorized to charge any fees, or make any credits, to Deposit Account No. 07-1896 referencing the above-identified attorney docket number. A copy of this Transmittal Sheet is enclosed.

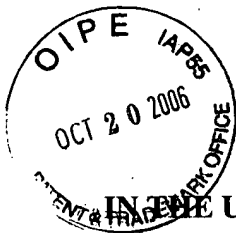
Respectfully submitted,

Date: October 17, 2006



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PETITION FROM REQUIREMENT FOR RESTRICTION
UNDER 37 C.F.R. §1.144

Sir:

On November 21, 2002, Applicants filed a response to the Restriction Requirement mailed May 23, 2002, in connection to the above-identified patent application. The Restriction Requirement alleged that there were 44 different groups of inventions (page 2 of the Office Action). In the response, Applicants requested that the Restriction Requirement be withdrawn and that Groups 1-43 be rejoined. After numerous communications with the Examiner, the traversal was denied and the Restriction Requirement was made final in the Office Action mailed January 29, 2004.

Applicants hereby petition to obtain review of the Examiner's decision to maintain the Restriction Requirement. Applicants request that the Restriction Requirement be withdrawn or, in the alternative, to modify the Restriction Requirement with an election of species under 37 C.F.R. §1.144.

This petition is timely filed because the above-identified application is pending.

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